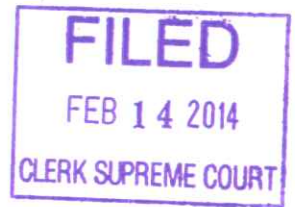


IN THE SUPREME COURT OF IOWA

No. 12-2104

Polk County No. 12-0919

O R D E R



BLOBAUM ENTERPRISES, LLC d/b/a NORTHSIDE AUTOBODY and
ANDREW BLOBAUM,

Plaintiffs-Appellants,

vs.

AUTO-OWNERS INSURANCE; BROCKER, KARNS & KARNS, INC.;
BOB SCHULER; and McCAULEY SCHULER INSURANCE AGENCY,

Defendants-Appellees.

The court, being evenly divided, declares this case affirmed by operation of law. See Iowa Code § 602.4107 (2013).

Waterman, Mansfield, and Zager, JJ., would affirm the judgment of the district court; Cady, C.J., Hecht and Appel, JJ., would reverse the judgment of the district court; and Wiggins, J., takes no part.

Dated this 14th day of February, 2014.

Mark S. Cady, Chief Justice

Copies to:

Honorable Douglas F. Staskal
Polk County Courthouse
5th & Mulberry Streets
Des Moines, IA 50309

Matthew G. Whitaker
Kendra L. Arnold
Whitaker, Hagenow & Gustoff, LLP
400 East Court, Suite 346
Des Moines, IA 50309

12-2104.2

David J.W. Proctor
David N. May
Bradshaw, Fowler, Proctor & Fairgrave, P.C.
801 Grand Avenue, Suite 3700
Des Moines, IA 50309